

IN THE CRIMINAL COURT OF DAVIDSON COUNTY, TENNESSEE,
AT NASHVILLE-DIVISION I

STATE OF TENNESSEE

v.

PERRY A. MARCH

Case No. 99-B-1290

DAVID O. TORRENCE CLERK
DC

2005 NOV -4 PM 3:41

MOTION TO COMPEL DISCOVERY

Comes the Defendant, Perry A. March, by and through his counsel of record, C. Edward Fowlkes, pursuant to Rule 16(c) of the Tennessee Rules of Criminal Procedure and moves that the state provide to the Defendant (or for inspection and copying):


1. All billing records from Levine, Mattson, Orr & Geraciotti evidencing \$3000.00 allegedly owed by Paul Eichol to Levine, Mattson, Orr & Geraciotti.
2. All documentation from Levine, Mattson, Orr & Geraciotti evidencing payments made by Paul Eichel to Levine, Mattson, Orr & Geraciotti including Levine, Mattson, Orr & Geraciotti, specifically deposit records evidencing payments from Paul Eichel beginning July 13, 1995 through the present for any and all work done by Perry March while with Levine, Mattson, Orr & Geraciotti.
3. The contract of employment between Levine, Mattison, Orr and Gericiot and March evidencing that Levine, Mattison, Orr and Gericiot is entitled to any funds collected by Mr. March for work that he alone provided service.

The response to the Bill of Particulars filed by the State on September 21, 2005 indicates that the State is proceeding on the Tennessee Mat Co. Inc./Greenberg Account for checks payable to Mr.

March in the amounts of \$5,000.00, \$15,000.00 and \$42,725.00 on October 8, 1986, October 22, 1986 and July 31, 1987. It is clear that all of these dates fall after the September date of 1996 when Mr. March had left the firm.

In as much as the State is alleging that these payments represent the property of Levine, Mattison, Orr and Gericiot the defendant must be able to review the billing on these accounts.


Respectfully Submitted,



C. Edward Fowlkes, #5988
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Certificate of Service

I hereby certify that a true and accurate copy of the foregoing Motion was forwarded by U. S. Mail, postage prepaid, **Amy Eisenbeck and Ben Winters**, Assistant District Attorney General, 222 Second Avenue North, Suite 500, Nashville, TN 37201 on this 4 day of November, 2005.



C. Edward Fowlkes